

1 The Honorable Robert S. Lasnik  
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10 UNITED STATES DISTRICT COURT  
11 WESTERN DISTRICT OF WASHINGTON  
12 AT SEATTLE  
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15 UNITED STATES OF AMERICA, *ex rel.*  
16 by SCEF, LLC, *et al.*,  
17

18 Plaintiff,

19 v.  
20

21 ASTRAZENECA PLC, *et al.*,  
22

23 Defendants  
24

25 No. 2:17-cv-01328-RSL  
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27 JOINT MOTION, STIPULATION AND  
28 ~~[PROPOSED]~~ ORDER TO EXTEND  
29 TIME FOR RULE 26(f) CONFERENCE,  
30 INITIAL DISCLOSURES, AND JOINT  
31 STATUS REPORT  
32

33 NOTE ON MOTION CALENDAR:  
34 February 14, 2019  
35

36 **JOINT MOTION AND STIPULATION**  
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38 Relators SCEF LLC, Lynne Levin-Guzman and Stanley Jean, and Defendants Virtual  
39 Marketing Strategies, Inc. (“VMS”), AstraZeneca Pharmaceuticals LP, InVentiv Health Inc.,  
40 Publicis Healthcare Solutions Inc. and Triplefin LLC respectfully submit this joint motion and  
41 stipulation pursuant to Local Court Rules 7(d)(1), 10(g), and 16, to extend time for the FRCP  
42 26(f) Conference, Initial Disclosures, and Joint Status Report to 30 days after the filing of  
43 Defendants’ Answers to the Complaint or, should any Defendants file motions to dismiss, 30  
44 days after the issuance of an order on such motions, based on the following facts:

45 JOINT MOTION, STIPULATION AND ORDER TO EXTEND TIME  
46 FOR RULE 26(f) CONFERENCE, INITIAL DISCLOSURES, AND  
47 JOINT STATUS REPORT – Page 1  
48 No: 2:17-cv-01328-RSL

49 **KELLER ROHRBACK L.L.P.**

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1       1. On September 1, 2017, Plaintiffs filed their Complaint under the Federal False  
2 Claims Act and state false claims act and qui tam laws, naming as defendants AstraZeneca PLC,  
3 AstraZeneca Pharmaceuticals LP, VMS, InVentiv Health Inc., Publicis Healthcare Solutions Inc.  
4 and Triplefin LLC. (Doc. #1).

5       2. Defendants InVentiv Health Inc., AstraZeneca Pharmaceuticals LP, Publicis  
6 Healthcare Solutions Inc. and Triplefin LLC each waived service of summons. (Doc. #13, 17, 18  
7 & 24). Defendant VMS was served with the Summons and Complaint on December 21, 2018.  
8 (Doc. #26).

9       3. On December 20, 2018, Relators were granted additional time, until April 5,  
10 2019, to serve AstraZeneca PLC, an international defendant. (Doc. #23).

11       4. On December 17, 2018, the United States of America filed a Motion to Dismiss  
12 (Doc. #15), which has been re-noted to February 22, 2019. (Doc. #36).

13       5. Counsel for the Relators, and for defendants VMS, InVentiv Health Inc.,  
14 AstraZeneca Pharmaceuticals, LP, Triplefin LLC and Publicis Healthcare Solutions then  
15 conferred regarding the deadline for responsive pleadings to the Complaint and on January 11,  
16 2019, Defendant VMS filed an Agreed Motion requesting to extend the deadline for all  
17 defendants to respond to the Complaint. (Doc. #32). The Court granted the Agreed Motion  
18 extending the deadline for all defendants to respond to the Complaint until forty-five (45) days  
19 after the Court's ruling on the Government's Motion to Dismiss. (Doc. #33).

20       6. On February 6, 2019, this Court issued its Order Regarding Initial Disclosures,  
21 Joint Status Report, and Early Settlement. The Order set the following deadlines: Fed. R. Civ. P.  
22 26(f) Conference: February 20, 2019; Initial Disclosures: February 27, 2019; and Joint Status  
23 Report: March 6, 2019. (Doc. #35).

1       7.     Given the pending motion to dismiss, and the fact that defendants have not yet  
2 filed any responsive pleadings to the Complaint, the parties believe that good cause exists to  
3 postpone the upcoming deadlines for the FRCP 26(f) Conference, Initial Disclosures, and the  
4 Joint Status Report until thirty (30) days after the filing of Defendants' Answers to the  
5 Complaint or, should any Defendants file motions to dismiss, 30 days after the issuance of an  
6 order on such motions.  
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8       8.     The parties hereby stipulate and agree that the deadlines for the FRCP 26(f)  
9 Conference, Initial Disclosures, and the Joint Status Report will be postponed until 30 days after  
10 the filing of Defendants' Answers to the Complaint or, should any Defendants file motions to  
11 dismiss, 30 days after the issuance of an order on such motions.  
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13       9.     The following deadlines for Initial Disclosures and submission of the Joint Status  
14 Report and Discovery Plan shall apply:  
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16       Deadline for FRCP 26(f) Conference: 30 days after the filing of Defendants' Answers to  
17 the Complaint or, should any Defendants file motions to dismiss, 30 days after the  
18 issuance of an order on such motions.  
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20       Initial Disclosures: 7 days after Deadline for FRCP 26(f) Conference.  
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22       Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local  
23 Civil Rule 26(f): 14 days after Deadline for FRCP 26(f) Conference.  
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25       STIPULATED TO this 14 day of February, 2019.  
26

27       s/ Laura R. Gerber  
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36       s/ Brian R. Zeeck  
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13 *Attorneys for Defendant Virtual Marketing*  
14 *Strategies Inc., d/b/a VMS BioMarketing,*  
15 *a/k/a VMS*

16 **ORDER**

17 IT IS SO ORDERED.

18 DATED this 22<sup>nd</sup> day of February, 2019.

*Mrs Lasnik*

19  
20 HON. ROBERT S. LASNIK  
21 United States District Judge

22 Presented by:

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